

THE HONORABLE TANA LIN

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MACKENZIE BROWN, individually and on  
behalf of all others similarly situated;  
MEILING ROBINSON, individually and on  
behalf of all others similarly situated; and  
SHEA RITCHIE; individually and on behalf of  
all others similarly situated,

Plaintiffs,

v.

PACIFIC MARKET INTERNATIONAL,  
LLC, a corporation, and DOES 1 through 100,

Defendants.

Case No. 2:24-cv-00635-TL

**STIPULATED MOTION TO VACATE  
DEADLINE TO RESPOND TO  
COMPLAINT AND ~~PROPOSED~~  
ORDER**

NOTE ON MOTION CALENDAR:  
May 14, 2024

**STIPULATED MOTION**

Plaintiffs Mackenzie Brown, Meiling Robinson, and Shea Ritchie (collectively, “*Brown* Plaintiffs”) and Defendant Pacific Market International, LLC (“PMI”) submit this stipulated motion to vacate PMI’s May 20, 2024 deadline to respond to the First Amended Complaint (Dkt. No. 11), pending the filing of the forthcoming consolidated amended complaint in *Franzetti v. Pacific Market International, LLC, et al.*, No. 2:24-cv-00191-TL, in which the *Brown* Plaintiffs intend to join.

On May 7, 2024, this action was transferred to this Court from the Central District of California under 28 U.S.C. § 1404, given the three related cases already pending before this Court

alleging that PMI failed to disclose the presence of lead in its Stanley-brand drinking containers: *Franzetti v. Pacific Market International, LLC, et al.*, No. 2:24-cv-00191-TL; *Krohn v. Pacific Market International, LLC*, No. 2:24-cv-00200-TL; and *Barbu v. Pacific Market International, LLC*, No. 2:24-cv-00258-TL.

On April 26, 2024, this Court consolidated *Krohn* and *Barbu* with *Franzetti* under Federal Rule of Civil Procedure 42(a), and ordered that “[a]ny action subsequently filed in, transferred or removed to this District that arises out of the same or similar operative facts as the Consolidated Action SHALL also be consolidated in this Court for all purposes.” *Franzetti*, Dkt. No. 31 at 10-11. The Court also ordered the *Franzetti*, *Krohn*, and *Barbu* plaintiffs to file a consolidated amended complaint, thereby staying PMI’s response to the pending complaints in each of those cases. *Id.* at 11. On May 8, 2024, after the *Brown* action was transferred to this Court, Plaintiff Franzetti noticed *Brown* as a related case. *Franzetti*, Dkt. No. 41. Once this case is deemed related and consolidated with *Franzetti*, *Krohn*, and *Barbu*, the *Brown* Plaintiffs intend to co-draft the consolidated amended complaint, which will supersede the *Brown* plaintiffs’ current pleading and render moot any response filed by PMI aimed at the First Amended Complaint in *Brown*.

Accordingly, in the interests of efficiency and judicial economy, the parties request that the Court vacate PMI’s May 20, 2024 deadline to respond to the First Amended Complaint in *Brown* (Dkt. No. 11), pending the filing of the forthcoming consolidated amended complaint in *Franzetti*.

DATED May 14, 2024

Respectfully submitted,

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Dated: May 14, 2024

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I certify that this memorandum contains  
353 words, in compliance with the Local  
Civil Rules.

**ORDER**

This matter is before the Court on the Parties' Stipulated Motion to Vacate Deadline to Respond to Complaint. Dkt. No. 28. Having reviewed the relevant record, the Court GRANTS the motion. Defendant's deadline to respond to the First Amended Complaint is vacated.

IT IS SO ORDERED.

Dated this 14th day of May 2024.



Tana Lin  
United States District Judge

PRESENTED BY:

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